

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date 27 JAN 2 004 in an envelope as "Express Mail Post Office to Addressee" Mailing Label No. EL 662088499 US addressed to Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Todd E. Garabedian
Name of Person Mailing Paper

Todd E. Garabedian
Signature of Person Mailing Paper

APPLICATION TRANSMITTAL UNDER 37 C.F.R. § 1.53

Transmitted herewith for filing under 37 C.F.R. § 1.53 is the patent application of:

Inventor(s): MARINA V. BACKER and JOSEPH M. BACKER

for:

RECOMBINANT PROTEINS CONTAINING SHIGA-LIKE TOXIN AND
VASCULAR ENDOTHELIAL GROWTH FACTOR FRAGMENTS

1. Type of Application

☐ Original ☐ Continuation ☐ Divisional
☒ Continuation-In-Part

2. Benefit of Prior Foreign Application(s) (35 U.S.C. §119a-d)

☐ The new application being transmitted claims the benefit of
☐ prior foreign application serial no. _____, filed on
_____ in _____ (country); or
☐ PCT international application designating at least one country
other than the U.S. application Serial no. _____, filed on
_____.

A certified copy is ☐ enclosed or ☐ on file in the prior application.

3. Benefit of Prior U.S. Application(s) (35 U.S.C. §§119(e) and 120)

☒ The new application being transmitted claims the benefit of prior copending Provisional U.S. application(s): Serial No. 09/796,861, filed on March 1, 2001; and Serial No. 60/190,973, filed on March 22, 2000;

4. Papers Enclosed Which Are Required for Filing Under 37 C.F.R. § 1.53(b)

[52]	page(s) of Specification
[7]	page(s) of Claims, having <u>25</u> claims, including <u>10</u> independent and <u>15</u> dependent claims
[1]	page(s) of Abstract
[8]	sheet(s) of <input checked="" type="checkbox"/> formal <input type="checkbox"/> informal Drawings

16834 U.S. PTO
10/765580



012704

18351 U.S. PTO
012704



5. Additional Papers Enclosed

- ☐ Preliminary Amendment
☒ Information Disclosure Statement
☒ Form PTO-1449
☒ Copies of Cited Art (Three Pieces Only)
☒ Other Sequence Listing (4 pp.) and Diskette (CFR)
Statement under 37 C.F.R. 1.821

Declaration

6. An unsigned declaration is ☒ enclosed ☐ not enclosed.

7. Assignment

☐ Enclosed is a recordation form and an assignment of the invention to _____.

8. Small Entity Status

☒ Applicant asserts small entity status.

9. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS AS FILED					
Number Filed		Number Extra		Rate	Basic Fee \$ 770.00
Total Claims	25	-20	-0-	\$18.00	\$ 0.00
Independent claims	10	-3	-7-	\$86.00	\$ 602.00
Multiple Dependent claims, if any:				\$290.00	-0-
Total					\$1,372.00
Reduction for small entity by 50%					\$ 686.00
TOTAL FILING FEE					\$ 686.00

10. Method of Payment of Fees

☐ Check in the amount of \$

☒ Charge Account No. 23-1665 in the amount of \$ 686.00.

11. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge any additional fees which may be required under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Account No. 23-1665.

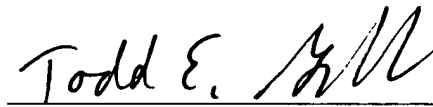
12. Correspondence

Please address all correspondence to:

Docket Coordinator
WIGGIN AND DANA LLP
One Century Tower
265 Church Street
New Haven, CT 06508-1832

Customer No.

27267



Todd E. Garabedian, Ph.D.
Reg. No. 39,197

WIGGIN AND DANA LLP
One Century Tower
New Haven, CT 06508-1832
Tel. (203) 498-4400

Date: 27 JAN 2004